



CANNON BUILDING  
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STATE OF DELAWARE  
**DEPARTMENT OF STATE**

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	<b>Board of Geologists</b>
MEETING DATE AND TIME:	<b>Friday, February 4, 2011 at 10:00 a.m.</b>
PLACE:	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B, Cannon Building</b>
MINUTES APPROVED:	<b>March 11, 2011</b>

**MEMBERS PRESENT**

William Schenck, President, Professional Member  
Kimberly McKenna, Vice-President, Professional Member  
Scott Blaier, Secretary, Professional Member  
David Reinhold, Professional Member  
Lorene Athey, Public Member  
Amos Aiken, Public Member (left at 11:58)

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL**

Danny Stevenson, Deputy Attorney General  
Sandra Wagner, Administrative Specialist III

**MEMBERS ABSENT**

Patricia Ennis, Public Member

**PUBLIC PRESENT**

Noel Simmons  
Juli LaBadia, Wilcox and Fetzer

**CALL TO ORDER**

Mr. Schenck called the meeting to order at 10:02 a.m.

**REVIEW OF MINUTES**

The Board reviewed the meeting minutes from the December 3, 2010 meeting. Ms. Athey made a motion, seconded by Mr. Reinhold to approve the minutes. The motion was unanimously approved.

**OLD BUSINESS**

None

**NEW BUSINESS**

Hearing for Noel Simmons

Minutes follow the Board meeting minutes.

Review of Application of Reciprocity

Mr. Schenck made a motion, seconded by Ms. McKenna to amend the agenda to discuss the application of Mr. Simmons. Mr. Schenck reviewed the application and discussed his review with the Board. Mr. Schenck made a motion, seconded by Mr. Aiken, to grant Mr. Simmons licensure based on the findings of the hearing

that was held at 10:15 on February 4, 2011. The motion was unanimously approved.

Review of Continuing Education Approval Applications

Gilberto A. Mello - Petrobras

Mr. Blaier summarized the application for the Board. Mr. Blaier made a motion, seconded by Ms. McKenna, to send a letter to Mr. Mello to letting him know that the credits he is asking for are not relevant to this renewal period. Mr. Reinhold started a discussion on training and that it has to be relevant to the field of geology. The motion was unanimously approved.

Christopher W. Sollenberger - Tetra Tech, Inc.

Mr. Blaier summarized the application for the Board. Mr. Blaier made a motion, seconded by Mr. Schenck, to deny the course, Project Management Training-Level 2, for 25 CEU's for not being related to the profession of Geology. The motion was unanimously approved.

Kathryn A. West – Penn State

Mr. Blaier summarized the CEU application for the Board. Mr. Blaier made a motion, seconded by Ms. McKenna, to approve the course for 1.5 CEU's. The motion was unanimously approved.

Christopher W. Sollenberger – Tetra Tech, Inc.

Mr. Blaier summarized the CEU application for the Board. Mr. Blaier made a motion, seconded by Ms. McKenna, to approve the Hazwoper Refresher course for 8 CEU's. The motion was unanimously approved.

Christopher W. Sollenberger – PA Department of Environmental Protection

Mr. Blaier summarized the CEU application for the Board. Mr. Blaier made a motion, seconded by Mr. Reinhold, to deny the course of Regulatory Training for the Oil and Gas Industry for 10 CEU's for being past the renewal period. Mr. Reinhold started a discussion on having the division make a list of all approved courses so licensees wouldn't have to submit the same approved continuing education all the time. Mr. Schenck explained that the division does put the approved continuing education on the website under Geology Board. The motion was unanimously approved.

Review of Examination Application

Ms. McKenna reviewed Mr. Daliessio's application with the Board. Ms. McKenna made a motion, seconded by Mr. Schenck, to approve Mr. Daliessio to sit for the ASBOG exams and to be licensed in Delaware pending the passing result of the ASBOG exams.

Review of Audits

Mr. Schenck reviewed the new documentation presented to the Board by Mr. Chenard. Mr. Schenck made a motion, seconded by Mr. Aiken to approve the documentation and pass Mr. Chenard's audit. The motion was unanimously approved.

Ms. McKenna reviewed the new documentation presented to the Board by Mr. Roe. Ms. McKenna made a motion, seconded by Mr. Schenck to pass the audit for Mr. Roe and along with passing the audit, Ms. Wagner is to send a letter explaining that the continuing education of Basic and Advanced Principles of Groundwater Hydrogeology and Surface Geophysics for Hydro-Geological and Geotechnical Application will not be able to be used for the 2012 renewal period. Mr. Roe will have to complete a total of 24 continuing education credits without using the above courses. The motion was unanimously approved.

Mr. Schenck made a motion, seconded by Ms. McKenna, to amend the agenda to include Mr. Paul Scott as part of the review of audit materials. The motion was unanimously approved. Mr. Blair reviewed the additional information submitted by Mr. Scott with the Board. Mr. Blaier made a motion to send another letter to Mr. Scott and to table the review until the meeting in March; however after discussion from the Board, Mr. Blaier redacted his motion made a new motion, seconded by Mr. Schenck, to approve the audit submitted by Mr. Scott. The motion was unanimously approved.

Discussion on Pass/Fail Audits

Mr. Schenck made a motion, seconded by Mr. Blaier, to approve all audits that passed at the January 21, 2011 meeting. The motion was unanimously approved.

Discussion of Rule 6.8.7 (Home Study)

Mr. Schenck made a motion, seconded by Ms. Athey, to move this discussion to the March meeting agenda. The motion was unanimously approved.

**OTHER BUSINESS BEFORE THE BOARD (for discussion only)**

Ms. Wagner asked the Board about reciprocity to the State of Texas. Mr. Schenck stated that we have reciprocity with all States and that the applicant just needs to submit the required documentation for Board review.

**WALL CERTIFICATES**

Mr. Schenck signed the wall certificates.

**PUBLIC COMMENT**

None

**NEXT SCHEDULED MEETING**

The next meeting is scheduled for March 11, 2011, at 10:00 a.m. in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

**ADJOURNMENT**

There being no further business, Ms. Athey made a motion, seconded by Mr. Schenck, to adjourn the meeting at 12:03 p.m. The motion was unanimously approved.

Respectfully submitted,



Sandra Wagner  
Administrative Specialist III  
DE Board of Geologists

**HEARING MINUTES**

**HEARING – Noel Simmons**

The Delaware Board of Geologists held a hearing on February 4, 2011, at 10:25 a.m. in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

**PRESENT:** William Schenck, Kimberly McKenna, Scott Blair, David Reinhold, Lorene Athey, Amos Aiken

**RECUSED:**

**EXCUSED:** Patricia Ennis

**PURPOSE:** Proposal to Deny

**PRESIDING:** William Schenck, President

**BOARD STAFF:** Sandra Wagner, Administrative Specialist III

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Daniel Stevenson, Esq.

**DEPUTY ATTORNEY GENERAL FOR THE STATE:**

**RESPONDENT:** Noel Simmons

**COUNSEL FOR THE RESPONDENT:**

**WITNESSES FOR THE STATE:**

**WITNESSES FOR THE RESPONDENT:**

**COURT REPORTER PRESENT:** Juli LaBadia, Wilcox and Fetzer

**TIME STARTED:** 10:25 a.m.

The court reporter took verbatim testimony. The Board introduced themselves. Mr. Stevenson described the reason for the hearing and confirmed Mr. Simmons was present for the Hearing. Mr. Stevenson entered the documents as Respondent's Exhibit 1. The Panel went off the record for deliberations at 10:34 a.m. The Panel went back on the record at 10:58 a.m. Mr. Athey made a motion, seconded by Mr. Schenck to grant approval of licensure to Noel Simmons in the State of Delaware.

The motion was unanimously approved.

The hearing concluded at 10:59 a.m.